

January 28, 2005

Mail Stop ISSUE FEE
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Mr. Commissioner:

Please accept the enclosed check for Issue and Publication fees for the US Plant Patent Application 10/10/849,719, filed on 05/20/2004 by first inventor, Clarence H. Falstad, entitled "HOSTA PLANT NAMED 'DANCING IN THE RAIN'" with notice of allowance mailed on 01/19/2005 and due on 04/19/2005.

I request this application to be simultaneously issued with the two other enclosed applications,

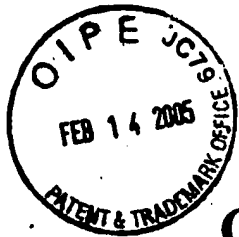
US Plant Patent Application 10/10/849,718, filed on 05/20/2004 by first inventor, Clarence H. Falstad, III, entitled "HOSTA PLANT NAMED 'ESKIMO PIE'" with notice of allowance mailed on 01/10/2005 and due on 04/11/2005,

and US Plant Patent Application 10/735,102, Filed on 12/12/2003 by first inventor, Mary E. Zwagerman, entitled "HOSTA PLANT NAMED 'FIREWORKS'", with notice of allowance mailed 01/13/2005, and due by 04/13/2005.

All three applications have been assigned to Walters Gardens Inc, 1992 - 96th Avenue, Zeeland, MI 49464-0137, with assignment Agreements and cover letters for each application also enclosed.

Respectfully submitted,

Clarence H. Falstad



Certificate of Mailing under §37 CFR 1.8(a)

I hereby certify that this correspondence together with the below listed items:

1. Part B – Fee(s) Transmittal form for U.S Plant Patent Applications #10/735,102, #10/849,719, #10/849,718.
2. Three Checks, # 082366, # 082365, # 082364, respectively, each in the amount of \$850 for Issue, and Publication fees.
3. Three Assignment Cover letters for applications #10/735,102, #10/849,719, #10/849,718.
4. Three separate Copy of Assignment Agreements entitled “Agreement” (two pages each) for applications #10/735,102, #10/849,719, #10/849,718.
5. Three separate letters requesting simultaneous issuance of applications #10/735,102, #10/849,719, #10/849,718.
6. This Certificate of Mailing listing all articles enclosed in the envelope.
7. Pre-addressed and pre-stamped return postcard.

is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Mail Stop ISSUE FEE, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450

on February 9, 2005
(date)

Typed or printed name of person signing this certificate:

Clarence H. Falstad

Signature:

Clarence H. Falstad

January 27, 2005

Mail Stop Assignment Recordation Services
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Director for Patents:

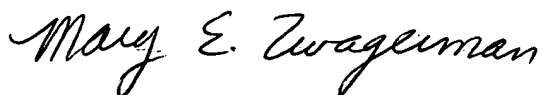
The inventor, Mary E. Zwagerman, of 6937 Riley Street, Zeeland, MI 49464 USA, for the herewith submitted issue fee for Plant Patent Application # 10/735,102 filed 12/12/2003 entitled "HOSTA PLANT NAMED 'FIREWORKS'" respectfully requests the recording of the accompanying assignment. The inventor, Mary E. Zwagerman wishes to convey his entire right, title and interest in this Plant Patent and of any and all resulting patent resulting from this application to Walters Gardens, Inc. of 1992- 96th Avenue, Zeeland, MI 49464-0137.

The document requested to be recorded is the accompanying two-page assignment entitled at the top of the first page, "ASSIGNMENT," and refers to the Plant Patent Application # 10/735,102 filed 12/12/2003 entitled "HOSTA PLANT NAMED 'FIREWORKS'". The said assignment was executed on January 27, 2005.

Assignee, also a small entity, hereby establishes the right to prosecute this application and pay the proper issue fees as per 37 CFR § 3.73(b) according to the documentary evidence of a chain of title from the original owner to the assignee as noted in the accompanying ASSIGNMENT. Please send any and all correspondence concerning this patent or request to record the document to: John D. Walters, Walters Gardens, Inc., 1992-96th Avenue, Zeeland, MI 49464-0137 USA.

This request and accompanying assignment concerns only the Plant Patent Application # 10/735,102 filed 12/12/2003 entitled "HOSTA PLANT NAMED 'FIREWORKS'", and the applicant hereby requests the accompanying assignment document be recorded in the Government Register.

Respectfully,

A handwritten signature in cursive script that reads "Mary E. Zwagerman". The signature is written in dark ink and is positioned above the printed name.

Mary E. Zwagerman